

SHUMAKER & SIEFFERT, P.A.
8425 SEASONS PARKWAY, SUITE 105
ST. PAUL, MINNESOTA 55125
TEL 651.735-1100
FAX 651.735-1102
WWW.SSIPLAW.COM

RECEIVED
CENTRAL FAX CENTER

AUG 01 2006

FACSIMILE SUBMISSION UNDER 37 CFR 1.8

| | |
|--|-------------------------------------|
| TO: | FROM: |
| Mail Stop Amendments Group Art Unit 3736 | Jason D. Kelly |
| COMPANY: | DATE: |
| U.S. Patent & Trademark Office | AUGUST 1, 2006 |
| FAX NUMBER: | TOTAL NO. OF PAGES INCLUDING COVER: |
| 571-273-8300 | 3 |
| PHONE NUMBER: | SENDER'S REFERENCE NUMBER: |
| | 1023-350US01 |
| RE: | APPLICATION SERIAL NUMBER: |
| Supplemental Information Disclosure Statement | 10/826,925 |

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | | |
|-----------------|---|------------------|--------------|--|
| Applicant: | Kenneth T. Heruth; Keith A. Miesel | Confirmation No. | 1024 | RECEIVED CENTRAL FAX CENTER |
| Serial No.: | 10/826,925 | Customer No.: | 28863 | |
| Filed: | April 15, 2004 | Docket No.: | 1023-350US01 | AUG 01 2006 |
| Examiner: | Unknown | | | |
| Group Art Unit: | 3736 | | | |
| Title: | COLLECTING SLEEP QUALITY INFORMATION VIA A MEDICAL DEVICE | | | |

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on August 1, 2006.

By: Shirley A. Betlach
Name: Shirley A. Betlach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendments
Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

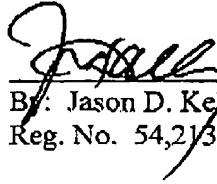
Applicant submits the references listed on the attached form PTO-1449. This statement is being filed, to the best of Applicant's knowledge, before the receipt of a first Office Action on the merits.

Copies of the U.S. patents and publications are not enclosed as this requirement has been waived by the U.S. Patent Office.

Respectfully submitted,

Date: 8/1/06

Shumaker & Sieffert, P.A.
8425 Seasons Parkway, Suite 105
St. Paul, Minnesota 55125
Phone: (651) 735-1100
Fax: (651) 735-1102


By: Jason D. Kelly
Reg. No. 54,213

Date Mailed: August 1, 2006

Page 1 of 1

| | | |
|--|---|--|
| Form 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION <small>(Use several sheets if necessary)</small> | Docket Number: 1023-350US01 | Application Number: 10/826,925 |
| | Applicant: Kenneth T. Heruth; Keith A. Miesel | |
| | Filing Date: April 15, 2004 | Group Art Unit: 3736 |
| | Examiner Name: Unknown | |
| | U.S. PATENT DOCUMENTS | |

| Examiner Initial | Document Number | Issue/Document Publication Date | Name | Filing Date If Appropriate |
|------------------|---------------------|---------------------------------|-------------------------|----------------------------|
| | 4,297,685 | 10/27/1981 | Brainard, II | |
| | 5,645,053 | 07/08/1997 | Remmers et al. | |
| | 5,895,371 | 04/20/1999 | Levitas et al. | |
| | 6,296,606 B1 | 10/02/2001 | Goldberg et al. | |
| | 6,514,218 B2 | 02/04/2003 | Yamamoto | |
| | 6,752,766 B2 | 06/22/2004 | Kowallik et al. | |
| | 6,773,404 B2 | 08/10/2004 | Poezevera et al. | |
| | 6,878,121 B2 | 04/12/2005 | Krausman et al. | |
| | 6,884,596 B2 | 04/26/2005 | Civelli et al. | |
| | 2005/0177192 | 08/11/2005 | Rezai et al. | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

FOREIGN PATENT DOCUMENTS

| Examiner Initial | Document Number | Publication Date | Country | Translation | |
|------------------|-----------------|------------------|---------|-------------|----|
| | | | | Yes | No |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

OTHER DOCUMENTS (Including Authors, Title of Item, Page(s), Vol/Issue No., Publisher, Place of Publication)

| | |
|--|--|
| | |
| | |
| | |
| | |

| | |
|-----------------|------------------------|
| EXAMINER | Date Considered |
|-----------------|------------------------|

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820
(Also form PTO-1449)

Patent and Trademark Office, U.S. Department of Commerce